

1 SEAN P. PATTERSON, Esq.
STATE BAR NUMBER 5736
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Attorney for Debtor

ELECTRONICALLY FILED
2-11-10

4 UNITED STATES BANKRUPTCY COURT
5
6 FOR THE DISTRICT OF NEVADA

* * *

7 IN RE:
THERESA SWEENEY

CASE NO. BK-N-07-50878-MKN
(Chapter 13)

8 RESPONSE TO DECLARATION
9 OF BREACH

Hearing Date: 1-23-09

Hearing Time: 1:30 p.m.

10 Estimated Time: 5 Minutes

11 _____/
12 The Debtor, by and through her counsel, Sean P. Patterson,
13 Esq. files the following response to the "Declaration of Breach"
14 filed by Barclays/Homeq. Attached hereto as Exhibit "A" through
15 Exhibit "K" and incorporated herein by reference is proof of a
16 number payments made by the debtor for the monthly payments and the
17 6 cure payments. This is for February, 2009 through January, 2010.
18 The final "cure" payment made in August, 2009. The debtor made
19 many of the cure payments as part of her regular mortgage. The
20 debtor did not make a mortgage payment in November, 2009. But, she
21 is not as far behind as claimed in this "Declaration".

22 The debtor requests the following:

- 23 1. Rescission of the Declaration and the attorneys fees.
24 2. A total post-petition accounting of this note.

25 Respectfully Submitted this 11th day of February, 2010.

26 /s/ SEAN P. PATTERSON, ESQ.
27 SEAN P. PATTERSON, Esq.
Attorney for the Debtor

CERTIFICATE OF SERVICE

Pursuant to the Federal Rules of Civil Procedure, Rule 5(b),
I hereby certify that I am an employee of the law firm of **SEAN P. PATTERSON**, 232 Court Street, Reno, Nevada 89501; and that on this date, I mailed a true and correct copy of the foregoing document via the United States mail, postage prepaid to:

Theresa Sweeney
1381 Brooke Way
Gardnerville, Nv. 89410

This document was electronically mailed to:

William Van Meter
C13ecf@nvgbell.net

Gregory Wilde, Esq.
Bk@wildelaw.com

DATED: February 11, 2010.

/s/ SEAN P. PATTERSON, ESQ.
SEAN P. PATTERSON, ESQ.